
By: **Delegates R. Baker and Marriott**
Introduced and read first time: February 9, 2001
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Crimes - Cruelty to Animals - Elephants**

3 FOR the purpose of prohibiting certain persons from using certain techniques or tools
4 on elephants; prohibiting persons from providing elephant rides to the general
5 public; providing for penalties; defining a certain term; and generally relating to
6 cruelty to elephants.

7 BY adding to
8 Article 27 - Crimes and Punishments
9 Section 59(d)
10 Annotated Code of Maryland
11 (1996 Replacement Volume and 2000 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article 27 - Crimes and Punishments**

15 59.

16 (D) (1) IN THIS SUBSECTION, "TRAVELING EXHIBITION" MEANS ANY
17 ENTERTAINMENT ACT, CIRCUS, PUBLIC SHOW, TRADE SHOW, PHOTOGRAPHIC
18 OPPORTUNITY, CARNIVAL, RIDE, PARADE, PETTING ZOO, RACE, PERFORMANCE, OR
19 SIMILAR UNDERTAKING THAT:

20 (I) REQUIRES ELEPHANTS TO PERFORM, FIGHT, OR PARTICIPATE
21 IN PERFORMANCES BEFORE AN AUDIENCE; AND

22 (II) THE OWNER, MANAGER, PROMOTER, OR OPERATOR OF WHICH
23 HAS NO PERMANENT LEGAL RESIDENCE IN THE STATE OR REMAINS AT ANY ONE
24 LOCATION IN THE STATE FOR FEWER THAN 60 DAYS.

25 (2) A PERSON MAY NOT UTILIZE A TECHNIQUE OR TOOL OF NEGATIVE
26 REINFORCEMENT ON AN ELEPHANT, INCLUDING ELECTRIC PRODS OR SHOCKING
27 DEVICES, CHAINS USED AS RESTRAINING OR TIE-DOWN DEVICES, WHIPS OR

1 BULLWHIPS, ANKUSES OR BULLHOOKS, OR SIMILAR DEVICES AS PART OF A
2 TRAVELING EXHIBITION.

3 (3) A PERSON MAY NOT PROVIDE ELEPHANT RIDES TO MEMBERS OF THE
4 GENERAL PUBLIC.

5 (4) A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF A
6 MISDEMEANOR AND ON CONVICTION, SHALL BE PUNISHABLE BY A FINE NOT
7 EXCEEDING \$1,000 OR BY IMPRISONMENT NOT TO EXCEED 90 DAYS, OR BOTH FOR
8 EACH VIOLATION.

9 (5) EACH ACT DESCRIBED IN THIS SUBSECTION SHALL CONSTITUTE A
10 SEPARATE VIOLATION OF THIS SUBSECTION.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2001.